

81-2920

United States Court of Appeals
Seventh Circuit — Docket

General No. _____

Related Nos. _____

Misc. No. _____

DATE	FILINGS-PROCEEDINGS
1981	
12-7	Filed O&3c appellants' emergency motion for expedited appeal and briefing schedule and for an injunction pending appeal, memo in support, exhibits & proposed injunction pending appeal, svc.
12-9	Filed O&3c Appellees' response to appellants' emergency motion for expedited appeal and briefing schedule and for an injunction pending appeal, svc.
* 12-7	Sent Notice to Respond to appellees' atty. ordering response on or before 12-9-81 noon, to emergency motion of appellants for expedited appeal and briefing schedule and for an injunction pending appeal.
12-14	Entered order DENYING motion for expedited appeal. Further ordered that following schedule be adopted: 1. Appellants' brief & appdx. due on or before 12-21-81. 2. Appellees' brief due on or before 1-6-82. 3. Appellants' reply brief, if any, due on or before 1-17-82. Case to be set for oral argument at earliest convenience.
12/14	Entered corrected order on 12/17/81 that the correction is as follows: Further ordered that appellants motion is GRANTED to the extent that it requests an expedited appeal. The remaining order is the same.
12/21	Filed 15c of appellants' brief; 10c appdx., svc.
12-28	Entered order setting appeal for oral argument on <u>Tues. 1-19-82 2 PM</u> .
12-28	Oral argument limited to <u>25 min. ea. side.</u>
JAN - 5 1982	Filed 7th Circ. transc. info sheet.
	BRIEFS DISTRIBUTED TO PANEL
1982	
1-6	Filed 15c appellees' brief, cert. of int., 10c appdx., svc.
1-8	Filed O&3c appellees' suggestion for order to transmit omitted exhibits.
1-14	Filed 15c appellants' reply brief, dist.
1-15	Entered order GRANTING & DENYING IN PART appellees' suggestion for order to transmit omitted exhibits. Clerk of dist. ct. for Nor. Dist. of IL, E. Div. is ordered to certify & transmit defendants' documentary exhibits Nos. 1, 3-13, 16, and 20-26 to this clerk immediately. Further ordered that Dist. Ct. clerk transmit physical exhibits #s 15, 17, 18 & 19 only to this clerk on or before 1-19-82. Appellees' request that defendants' physical exhibits #s 2 & 14 be certified & transmitted to this court is DENIED w/o prejudice to reapplication should need arise.
1-20	Filed O&3c appellees' opposition to appellants' renewed motion for injunction pending appeal,.
1-19	Heard and taken under advisement.
1-19	Filed O&3c appellants' renewed motion for injunction pending appeal.
1-22	Filed O&6c appellant's cit. of addl. auth. per CR 11, dist.
3-2	Filed Opinion by J. Wood, REVERSED & REMANDED (LIMITED)
3-2	Entered order GRANTING appellants' motion for injunction, pending this Court's final disposition of the appeal. Ordered that this matter is remanded for limited purpose of addl. proceedings for entry of an order by dist. ct. enjoining, pending final disposition of appeal, defendants' infringing activities. Order entered by dist. ct. to provide that its enforcement shall be supervised by that court. This order is without prejudice to setting of bond by dist.ct. staying enforcement of injunction pending completion of proceedings in this court or before Supreme Court of US. Plaintiffs to file status report on proceedings on limited remand on or before 3-8-82 at 5 PM or within 24 hours of dist. ct.'s order, whichever is sooner. OVER

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FILINGS-PROCEEDINGS

DATE

1982

- 3-8 Filed O&3c appellants' status report and motion to vacate stay of injunction pending appeal.
- *3-5 Entered order GRANTING appellants' motion with understanding that said exhibit; the PAC-MAN video game, will be returned to this court should there be a need for it on any petition for rehearing.
- 3-9 Entered Notice to respond ordering appellees to respond to appellants' status report and motion.
- 3-10 Filed O&3c appellees' motion for stay of mandate pending application for certiorari.
- 3-10 Filed O&3c appellees' opposition to appellants' motion to vacate the dist. ct.'s stay of injunction pending final disposition of appeal.
- * 3-2 Entered final judgment order, REVERSED, with costs, and with directions to dist. ct.
- * 3-5 Filed O&3c appellant's motion for release of exhibit.
- 3-11 Filed O&1c appellants' bill of costs in amt. of \$8,785.88
- 3-11 Filed O&3c appellants (1) opposition to defendants' motion for stay of mandate and (2) request for immediate issuance of mandate.
- 3-11 Entered order clarifying order of 3-2-82. (See original for details.) Matter is remanded to dist. ct. for addl. consideration in the light of this clarification. Plaintiffs to file a status report on these remanded proceedings on 3-16-82 at 5PM or within 24 hours of dist. ct.'s order on remand, whichever is sooner. Defendants have moved for a stay of mandate for 30 days pending application for a writ of cert. That motion is taken under advisement.
- 3-16 Filed plaintiffs' further status report and renewed motion for immediate issuance of mandate.
- 3-17 Filed appellees' opposition to appellants' renewed motion for immediate issuance of mandate.
- 3-18 Entered order that since dist. ct. has enjoined infringing activities, there is no need to issue the mandate forthwith. Accordingly: It is ordered that motion for stay of mandate is GRANTED and issuance of mandate is stayed to & incl. 4-19-82. Further ordered that Plaintiffs' opposition for stay of mandate and request for immediate issuance of mandate, plaintiffs' further status report and renewed motion for issuance of mandate, to the extent they request an immediate issuance of the mandate are DENIED.
- 3-24 Entered Notice to Respond ordering appellants to respond on or before 4-2-82 to appellees' objections to bill of costs.
- 3-25 Entered order GRANTING appellees' motion for release of exhibits, & their counsel may withdraw exhibits 1 - 26, for use in preparation of their petition for cert. to Supreme Ct. of U.S.
- *3-24 Filed appellees' motion for release of exhibits.
- *3-22 Filed appellees' objections to appellants' bill of costs in amt. of \$8,785.88
- 4-2 Filed appellants' response to appellees objections to bill of costs.
- 4-7 Entered order that costs are allowed in the amt. of \$5,000 to appellants.
- 5-6 MANDATE ISSUED, RECORD RETURNED. Fill of costs in favor of Atari for \$5,000.00
- 5-7 Filed receipt for mandate & record from dist. ct.

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DATE 1982	FILINGS-PROCEEDINGS
5-29	Filed notice of cert. petition from counsel.
6-14	Filed Notice from Supreme Ct. of US of filing petition for cert. (their #81-2237)
8-12	ADDL. RECORD RETURNED.
8-12	Filed receipt from dist. ct. for addl. record.
10-8	Filed order from Supreme Ct. of US DENYING petition for cert.
1983	
r12/29	Additional record returned. 3v trans 1 bundle exh.
r12/29	Filed receipt from dist court for additional record.